

## **REMARKS/ARGUMENTS**

In the Office Action, the Examiner noted that claims 1-23 are pending in the application. The Examiner additionally stated that claims 1-23 are rejected. By this amendment, claims 3-4, 12 and 14 have been cancelled and claims 1, 9, 13, 15, 17-18 and 22-23 have been amended. Hence, claims 1-2, 5-11, 13, and 15-23 are pending in the application.

Applicant hereby requests further examination and reconsideration of the application, in view of the foregoing amendments.

### **In the Specification**

Applicant has amended the specification to secure a substantial correspondence between the claims amended herein and the remainder of the specification. No new matter is presented.

### **In the Claims**

#### **Rejections Under 35 U.S.C. §101**

The Examiner rejected claims 22 and 23 under 35 U.S.C. 101 as being directed to non-statutory subject matter. Applicant has amended claims 22 and 23 to recite statutory subject matter.

#### **Rejections Under 35 U.S.C. §112, second paragraph**

The Examiner rejected claims 9 and 17 under 35 U.S.C. 112, second paragraph as being indefinite. Applicant has amended claim 9 to supply the necessary antecedent basis and has amended claim 17 to more distinctly claim the subject matter applicant regards as his invention.

#### **Allowable Subject Matter**

The Examiner objected to claims 14-15 as being dependent upon a rejected base claim, but indicated that these claims would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicant appreciates the Examiner's consideration and indications of allowability of these claims.

By this amendment, the allowable limitations of claims 12 and 14 have been incorporated into the language of claim 9. Claims 12 and 14 have been cancelled and those claims depending from claims 12 and 14 have been amended to now depend from claim 9.

By this amendment, limitations similar to the allowable limitations of claims 12 and 14 have been incorporated into the language of apparatus claim 1. Claims 2 and 5-8 depend from amended claim 1 and recite further limitations.

By this amendment, limitations similar to the allowable limitations of claims 12 and 14 have been incorporated into the language of method claim 18. Claims 19-21 depend from amended claim 18 and recite further limitations.

By this amendment, limitations similar to the allowable limitations of claims 12 and 14 have been incorporated into the language of claim 22, which recites a computer program for providing the microprocessor recited in amended claim 9.

By this amendment, limitations similar to the allowable limitations of claims 12 and 14 have been incorporated into the language of claim 23, which recites a computer program for providing the apparatus recited in amended claim 1.

**CONCLUSIONS**

In view of the arguments advance above, Applicant respectfully submits that claims 1-2, 5-11, 13, and 15-23 are in condition for allowance. Reconsideration of the rejections is requested, and allowance of the claims is solicited.

Applicant earnestly requests that the Examiner contact the undersigned practitioner by telephone if the Examiner has any questions or suggestions concerning this amendment, the application, or allowance of any claims thereof.

Respectfully submitted,

/E. Alan Davis/

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Date: \_\_\_\_\_